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## CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being sent via facsimile on October 21, 2004, to Mail Stop Petition at facsimile number (703) 872-9306, located at the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

  
Linda MatsumiPATENT  
Customer No. 22,852  
Attorney Docket No. 7414.0025-00000

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Pasika et al.

Serial No.: 09/724,910

Filed: November 28, 2000

For: METHODS, SYSTEMS, AND  
ARTICLES OF MANUFACTURE  
FOR EVALUATING BIOLOGICAL  
DATA

) Group Art Unit: 1631

) Examiner: Mahatan, C.

) Confirmation No. 8658

## MAIL STOP PETITION

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

**PETITION UNDER 37 C.F.R. § 1.10(c) TO CORRECT FILING DATE**

Applicants filed an Amendment Under 37 C.F.R. §1.111 and Petition for Extension of Time via Express Mail on September 9, 2004. A copy of the returned postcard for that filing is enclosed. The United States Patent and Trademark Office incorrectly placed a received date of September 10, 2004, on that postcard. Also, the enclosed copy of a print-out of the summary of the file history for this case, obtained via

the U.S. Patent and Trademark Office's PAIR system, indicates the incorrect filing date of September 10, 2004.

We enclose a true copy of the Express Mail Label No. EV 533070042 US for this filing. The handwritten "Date In" and the U.S. Postal Service date stamp both read September 9, 2004. The enclosed copy of the returned postcard bears the Express Mail Label No. EV 533070042 US.

We also attach copies of the Amendment Under 37 C.F.R. § 1.111 (the "Amendment") and the Petition for Extension of Time showing that Express Mail Label No. EV 533070042 US was placed on those documents prior to the mailing by "Express Mail." (The Certificate of Express Mailing, which includes the express mail label number, is included on page 18 of the Amendment.)

In view of all of this information, applicants petition the Commissioner to accord a filing date of September 9, 2004, to the Amendment Under 37 C.F.R. § 1.111 and the Petition for Extension of Time.

If there is any fee in connection with this petition, please charge any required fees to Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: October 21, 2004

By: 

M. Paul Barker  
Reg. No. 32,013  
Customer No. 22,852